

DEFERRED ENTRY OF JUDGEMENT AGREEMENT

People v. Ronald Dean Larue (Siskiyou County Case No. 16 -1422)

This agreement is entered into between the People of the State of California and defendant, Ronald Dean Larue. It is contingent on the court's willingness to allow judgment to be deferred during the five year stated period on the below-stated conditions:

The following is agreed between the parties.

1. Defendant shall plead guilty or no contest to Count 10, violation of Health and Safety Code section 116730(a)(1), a misdemeanor. The remaining counts will be dismissed with Harvey Waiver within the meaning of paragraph 2(d) below.
2. Defendant waives time for sentencing and enters an *Arbuckle* waiver. Sentencing will be deferred for three years, with the following conditions:
 - a. The defendant will not violate any laws or regulations within the state of California, or in any state within the U.S., which could be charged at either the misdemeanor or felony level. This term and this term only will expire after three years from the signing of this agreement.
 - b. The defendant agrees to forfeit his State of California Drinking Water Certificate immediately to the court or in manner as directed by the court, not seek renewal or reapply for same, and not to contest any action taken by the State Water Resources Control Board against that certificate.
 - c. The defendant agrees that he is prohibited from completing/signing/certifying any drinking water monitoring reports for submittal to the CA State Water Resources Control Board, Division of Drinking Water.
 - d. Should the defendant ever be sentenced, there will be *Harvey Waiver* on the counts dismissed so that they court can consider the behavior alleged in determining an appropriate fine. However, the maximum amount that the defendant could be fined is that for a single violation as stated the statute (\$25,000.00).
 - e. The District Attorney's Office agrees not to file a civil matter for any of the behavior alleged in the complaint or discovered during the investigation of this matter.
3. If the Siskiyou County District Attorney's Office believes that the defendant has violated any of the conditions stated above, they will file a petition alleging such. If the defendant denies that he has violated a condition, he will have a right to a hearing where the Court shall receive and consider evidence admissible at a violation of probation hearing. If the People prevail, judgment will be entered by the Court. The standard of proof at this hearing will be "preponderance of the evidence" as defined in the California Evidence Code.

So long as the defendant abides by the above terms, he will be entitled to withdraw his plea and the People will move to dismiss this case at the end of the DEJ period.

Dated: _____

Ronald Dean Larue

Dated: _____

Michael Borges (Defendant's Attorney)

Dated: _____

Martha Aker (Assistant District Attorney)

DEFERRED ENTRY OF JUDGEMENT AGREEMENT

People v. Wayne Garland Grigsby (Siskiyou County Case No. 16 -1422)

This agreement is entered into between the People of the State of California and defendant, Wayne Garland Grigsby. It is contingent on the court's willingness to allow judgment to be deferred during the three year stated period on the below-stated conditions:

The following is agreed between the parties.

1. Defendant shall plead guilty or no contest to Count 19, violation of Health and Safety Code section 116730(a)(1), a misdemeanor. The remaining counts will be dismissed with Harvey Waiver within the meaning of paragraph 2(d) below.
2. Defendant waives time for sentencing and enters an *Arbuckle* waiver. Sentencing will be deferred for three years, with the following conditions:
 - a. The defendant will not violate any laws or regulations within the state of California, or in any state within the U.S., which could be charged at either the misdemeanor or felony level.
 - b. The defendant agrees to forfeit his State of California Drinking Water Certificate immediately to the court or in manner as directed by the court, not seek renewal or reapply for same, and not to contest any action taken by the State Water Resources Control Board against that certificate.
 - c. Should the defendant ever be sentenced, there will be *Harvey Waiver* on the counts dismissed so that they court can consider the behavior alleged in determining an appropriate fine. However, the maximum amount that the defendant could be fined is that for a single violation as stated the statute (\$25,000.00).
 - d. The District Attorney's Office agrees not to file a civil matter for any of the behavior alleged in the complaint or discovered during the investigation of this matter.
3. If the Siskiyou County District Attorney's Office believes that the defendant has violated any of the conditions stated above, they will file a petition alleging such. If the defendant denies that he has violated a condition, he will have a right to a hearing where the Court shall receive and consider evidence admissible at a violation of probation hearing. If the People prevail, judgment will be entered by the Court. The standard of proof at this hearing will be "preponderance of the evidence" as defined in the California Evidence Code.

So long as the defendant abides by the above terms, he will be entitled to withdraw his plea and the People will move to dismiss this case at the end of the DEJ period.

Dated: _____

Wayne Garland Grigsby

Dated: _____

Michael Borges (Defendant's Attorney)

Dated: _____

Martha Aker (Assistant District Attorney)